

Docket No.: M1071.1962
(PATENT)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:
Hiroyuki Kubo

Application No.: 10/579,819

Confirmation No.: 5930

Filed: May 17, 2006

Art Unit: 2817

For: MICROSTRIPLINE TYPE DIRECTIONAL
COUPLER AND COMMUNICATION DEVICE
USING THE SAME

Examiner: D. O. Takaoka

REQUEST FOR SUPPLEMENTAL NOTICE OF ALLOWANCE

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Madam:

This paper is in response to the Notice of Allowance mailed June 8, 2009.

Upon review of the Notice of Allowability, the Examiner stated that the information disclosure statement filed May 17, 2006 fails to comply with the provisions of 37 C.F.R. §§1.97 and 1.98 because the dates of the foreign patent references were not provided. Applicant respectfully submits that the references cited in the May 17, 2006 IDS should have already been considered by the Examiner in accordance with the provisions of MPEP §1893.03(g). Specifically, MPEP §1893.03(g) states that “[t]he examiner will consider the documents cited in the international search report, without any further action by applicant under 37 CFR 1.97 and 1.98, when both the international search report and copies of the documents are indicated to be present in the national stage file.”

Since the references listed in the May 17, 2006 IDS were cited in the international search report, Applicant respectfully requests that the Examiner indicate that these references were considered by their presence in the national stage file.

The Notice of Allowability also states that a certified copy of the priority document was not filed in the present application. Applicant respectfully disagrees. The present application is a national stage of PCT/JP2005/008927. In the corresponding PCT application, Applicant submitted a certified copy of the priority application, a copy of which is readily accessible in the WIPO database, and which was communicated to the US in this national stage application. However, for the convenience of the Examiner, attached hereto is the certified copy of the priority application as it appears in the records of the International Bureau in a form acceptable under MPEP §1893.03(c). Accordingly, Applicants respectfully request that the Examiner indicate that a certified copy of the priority document has been received in the present application.

In view of the foregoing, Applicant respectfully requests that a Supplemental Notice of Allowability be issued.

Dated: June 25, 2009

Respectfully submitted,

Electronic signature: /Richard LaCava/
Richard LaCava

Registration No.: 41,135
DICKSTEIN SHAPIRO LLP
1177 Avenue of the Americas
New York, New York 10036-2714
(212) 277-6500
Attorney for Applicant